

Attorney's Ref: ROSTRA/102/US  
Date: March 24, 2004

22581 U.S. PTO  
10/807842



11696  
032404

MAIL STOP PATENT APPLICATION  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the ☒ Utility ☐ Design patent application of:  
Inventor(s): Kevin W. Lamb, David Piscitelli, and Kenneth Lionello

**For: Thermal Actuator**

Enclosed are:

- ☒ 14 Sheets Of Specification
- ☒ 5 Sheet(s) of Drawing(s) Containing Figures 1 – 4 and Tables 1-3 ☒ Informal
- ☒ A Return Receipt Postcard.
- ☒ An Assignment Of The Invention
- ☐ A Certified Copy of a \_\_\_\_\_ Priority Document.
- ☒ A Signed Inventor's Declaration
- ☐ Small Entity Status Claimed by Applicant.
- ☐ Application Data Sheet.
- ☒ Information Disclosure Statement with Form PTO 1449
- ☒ Request for Non-Publication of Application

- ☐ If checked, this application is a:
- ☐ Continuation
  - ☐ Continuation-in-part
  - ☐ Divisional

Application of prior United States Patent Application No.: \_\_\_\_\_ previously examined by  
\_\_\_\_\_ (Examiner) in Group/Art Unit \_\_\_\_\_.

For Continuation or Divisional Applications: The entire disclosure of the prior application, from which an oath or declaration is supplied, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

I, hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on March 24, 2004, and is addressed to the "Mail Stop Patent Application, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450".

Irene O'Brien

EXPRESS MAIL Mailing Label Number: EV 188 551 547 US Page 1 of 2

The filing fee has been calculated as shown below:

☐ Design Application For ☐ Small Entity = \$170 ☐ Not Small Entity = \$340

☒ Utility Application With Fee Calculated Below:

☒ If Checked, Applicant Is A SMALL ENTITY.


<u>CLAIMS</u>				<u>SMALL ENTITY</u>		<u>LARGE ENTITY</u>	
	<u>No. Filed</u>		<u>No. Extra</u>				
Total Claims	16	20=	0	x \$ 9 =	\$	x \$18 =	\$
Independent Claims	4	3=	1	x \$43 =		x \$86 =	\$ 86.00
Basic Fee					\$385.00		\$770.00
Multiple Dependent Claims Presented				x \$145		x \$290	
				TOTAL	\$	TOTAL	<u>\$856.00</u>

☒ A check in the amount of \$856.00 to cover the filing fee is enclosed.

☐ Please charge my Deposit Account No. 16-2563 in the amount of \$\_\_\_\_\_ to cover the filing fee. ☐ A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any additional required filing fees under 37 CFR 1.16 associated with this communication or credit any overpayment to Deposit account No. 16-2563. ☒ A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 required during the pendency of this application and to credit any overpayment to Deposit Account No. 16-2563. ☒ A duplicate copy of this sheet is enclosed.

  
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Date: March 24, 2004  
Our Ref: ROSTRA/102/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Kevin W. Lamb, David Piscitelli, and Kenneth Lionello

Being Filed Herewith.

For: Thermal Actuator

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR NON-PUBLICATION OF APPLICATION  
UNDER 35 U.S.C. § 122(b)  
37 C.F.R. § 1.213(a)

NOTE: 37 C.F.R. § 1.213(a) states: "If the invention disclosed in an application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications eighteen (18) months after filing, the application will not be published under 35 U.S.C. § 122(b) and § 1.211 provided:

- (1) A request (non-publication request) is submitted with the application upon filing;
- (2) The request states in a conspicuous manner that the application is not to be published under 35 U.S.C. § 122(b);
- (3) The request contains a certification that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen (18) months after filing; and
- (4) The request is signed in compliance with § 1.33(b).

1. This request is being submitted with this application on filing.
2. It is requested that this application not be published under 35 U.S.C. § 122(b).

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CERTIFICATION UNDER C.F.R. §§ 1.8(A) AND 1.10

(When Using Express Mail, The Express Mail Label Number Is Mandatory;  
Express Mail Certification Is Optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ Deposited with the United States Postal Service in an envelope addressed to Box Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

- ☐ With sufficient postage as First Class Mail.

37 C.F.R. § 1.10

- ☒ As "Express Mail Post Office to Addressee" Mailing Label No. EV 188 551 547 US (Mandatory)

FACSIMILE TRANSMISSION

- ☐ Facsimile Transmission to the U.S. Patent and Trademark Office

Telephone: \_\_\_\_\_

DATE: March 24, 2004

SIGNATURE: Irene O'Brien  
Irene O'Brien

3. This is to certify that the invention disclosed in this application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen (18) months after filing.

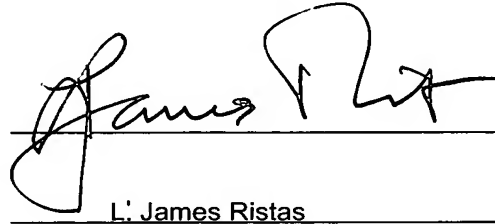
NOTE: 37 C.F.R. 1.33(b): "(b) Amendments and other papers. Amendments and other papers, except for written assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by:

- (1) A registered attorney or agent of record appointed in compliance with § 1.34(b);
- (2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a);
- (3) An assignee as provided for under § 3.71(b) of this chapter; or
- (4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter.

REGISTRATION NO.: 28,663

TELEPHONE NO.: (860) 527-9211

CUSTOMER NO. 002543

  
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